



Docket No. F-7936

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Kenji OZAWA, et al.  
Serial No. : 10/658,872  
Filed : August 26, 2003  
For : TIME RECORDER  
Customer No. : 000028107

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Frank J. Jordan  
(Name)

  
(Signature)

MAIL STOP PETITION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION UNDER 37 CFR §1.131 REQUESTING**  
**CORRECTION OF THE FILING DATE**

Sir:

This is a petition under 37 CFR 1.131 to correct the filing date. The status of this application is that the Notice of Allowance issued on June 30, 2004.

All of the papers issued by the Patent Office indicated that the filing date of this application is July 28, 2003. This is incorrect. The correct filing date is August 26, 2003.

Applicant filed a thirteen page request for correction of the filing date dated December 30, 2003. Attached hereto is a copy thereof.

Counsel was unable to locate the Express Mail label pertaining to filing of this application under 37 CFR 1.10. A copy of the Express Mail receipt was requested from the local U.S. Post Office in New York City from which the application was mailed. We were informed by the U.S. Post Office that such Express Mail labels are not retained for more than six months. However, the U.S. Post Office gave us a "Track & Confirm" document (enclosed herewith) which indicates the time, date and location and the name of the Patent Office employee who signed for the Express Mail receipt.

It is respectfully submitted that the enclosure establishes that the correct filing date is August 26, 2003.

It is further respectfully requested that the Patent Office check and review its own records which we are certain will confirm that the correct filing date is August 26, 2004.

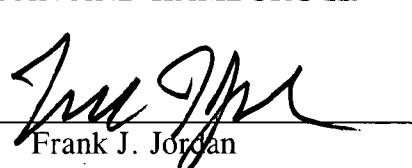
In view of the above, it is respectfully requested that the Patent Office corrects its records to show the correct filing date of August 26, 2003 and that applicant be advised that such correction has been made before the patent issues, bearing in mind that the Notice of Allowance issued on July 30, 2004 and the issue fee is required to be paid by September 30, 2004.

It is believed that there is no charge for filing this petition. However, if there is, please charge Deposit Account 10-1250.

Respectfully submitted,

JORDAN AND HAMBURG LLP

By



Frank J. Jordan  
Reg. No. 20,456  
Attorney for Applicants

Jordan and Hamburg LLP  
122 East 42nd Street  
New York, New York 10168  
(212) 986-2340

enc: Request to Correct Filing Date filed in the Patent Office on December 30, 2003.



JORDAN AND HAMBURG LLP  
122 East 42nd Street,  
New York, NY 10168  
Tel: (212) 986-2340 Fax: (212) 953-7733  
Customer No.: 000028107

Docket No.: E-7936  
Filing Date: August 26, 2003

Certificate of Express Mailing Under 37 CFR 1.10

"Express Mail" label number: EV 322 920 525 US Date of Deposit: 8/26/03

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Hannah K. Zun  
(Typed or printed name of person mailing paper or fee)

  
(Signature of person mailing paper or fee)

THE COMMISSIONER FOR PATENTS  
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ATTN: BOX PATENT APPLICATION  
 ATTN: BOX DESIGN PATENT APPLICATION  
 ATTN: BOX PCT  
 ATTN: BOX PROVISIONAL PATENT APPLICATION  
 THIS IS THE 35 U.S.C 371 NATIONAL STAGE OF \_\_\_\_\_ FILED

Sir:

Transmitted herewith for filing is the  Utility  Design  nonprovisional  provisional patent application of:

Inventor / Application Identifier: Kenji OZAWA, et al.

See Inventor Information Sheet attached

For: **TIME RECORDER**

This is a new patent application.  
 This is the 35 U.S.C. 371 National Stage Application of the above-identified PCT Application.  
 This is a provisional patent application.  
 This is a:  Continuation Application  
 Divisional Application  
 Continuation-in-Part Application  
of prior Application Serial No. \_\_\_\_\_  
 Cancel in this application original claims \_\_\_\_\_ of the prior application before calculating the filing fee.  
 Amend the specification by inserting before the first line the sentence:  
-- This is a  Continuation,  Divisional,  Continuation-in-part, of Application

[ ] Incorporation By Reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

ENCLOSED ARE THE FOLLOWING:		
<input checked="" type="checkbox"/>	6	Sheets of drawings ([x] formal [ ] informal size A4 ).
<input checked="" type="checkbox"/>	35	Pages of specification including abstract and claims.
<input checked="" type="checkbox"/>	41	Total pages.
Combined Declaration and Power of Attorney		
		Newly executed
		Copy from prior application
		Inventors deleted; see attached statement
Sequence Listing		
		Computer Readable Copy
		Paper copy
		Statement verifying identity of above copies
<input checked="" type="checkbox"/>		Return Receipt Postcard
		Preliminary Amendment
		Assignment to:
		Assignment is of record in prior application Serial No. .
		Assignment Recordation Form Cover Sheet.
		Charge \$40.00 to Deposit Account No. 10-1250 for recording Assignment.
		Information Disclosure Statement
		Information Disclosure Citation
		English translation
<input checked="" type="checkbox"/>		Application Data Sheet

PRIORITY CLAIMS	
	Applicant hereby claims the benefit of the filing date of the following provisional application(s) under the provision of 35 USC 119.
X	<p>Applicant hereby claims the benefit under the provisions of 35 USC 119 of the filing dates of the following applications as indicated below:</p> <p>Japan Patent Appln. No. 2002-253399, filed August 30, 2002, Priority Claimed            Japan Patent Appln. No. 2003-286891, filed August 5, 2003, Priority Claimed            of which certified copies thereof</p>
	X will follow
	are enclosed
	have been filed in the International Bureau
	were filed in prior application:

CLAIMS FILED AND FILING FEE CALCULATION					
ITEM				Rate	Applied Fee
[X] Base Fee - Non PCT	—			\$750	\$750
[ ] Base Fee - PCT IPEA-US	—			\$720	
[ ] Base Fee - PCT ISA-US	—			\$750	
[ ] Base Fee - PCT not ISA or IPEA	—			\$1,060	
[ ] Base Fee - PCT with EPO or JPO Search Report	—			\$900	
[ ] Base Fee - Design	—			\$330	
[ ] Base Fee - Provisional	—			\$160	
Claim Fees	Number Filed	Base Number	Number Extra over Base	—	
Total Claims	13	20	0	\$18	\$0
Independent Claims	2	3	0	\$84	\$0
Multiple Dependent Claim Fee	—			\$280	\$280
[ ] Small Entity Status is Asserted	—			(\$0)	
[ ] Foreign Language Filing Fee	—			\$130	\$0
<b>TOTAL FILING FEE</b>				<b>\$1,030</b>	

Please charge Deposit Account No. 10-1250 in the amount of the above TOTAL FILING FEE. A duplicate copy of this sheet is attached.

Please charge to Deposit Account No. 10-1250 any further fees due for filing or during prosecution of this application under: 37 CFR 1.16; 37 CFR 1.17; and 37 CFR 1.492.

JORDAN AND HAMBURG LLP

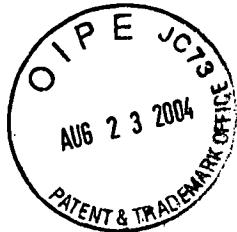
By   
Frank J. Jordan  
Reg. No. 20,456  
Attorney for Applicants

**DECLARATION TO FOLLOW**

**INVENTOR INFORMATION SHEET**

Docket Number: F-7936  
Title: TIME RECORDER  
Filing Date: 8/26/03

1. Full Name of Inventor <b>Kenji OZAWA</b>	Family Name <b>OZAWA</b>	First Given Name <b>Kenji</b>	Second Given Name
Citizenship <b>Japan</b>	Residence City <b>Narashino-shi</b>	Residence State or Province	Residence Country <b>Japan</b>
Postal Address <b>c/o SEIKO Precision Inc., 1-1, Akanehama 1-chome</b>	City <b>Narashino-shi</b>	Province/State <b>Chiba-ken</b>	Postal Code/Country <b>Japan</b>
2. Full Name of Inventor <b>Yuuki YASUI</b>	Family Name <b>YASUI</b>	First Given Name <b>Yuuki</b>	Second Given Name
Citizenship <b>Japan</b>	Residence City <b>Narashino-shi</b>	Residence State or Province	Residence Country <b>Japan</b>
Postal Address <b>c/o SEIKO Precision Inc., 1-1, Akanehama 1-chome</b>	City <b>Narashino-shi</b>	Province/State <b>Chiba-ken</b>	Postal Code/Country <b>Japan</b>



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Facsimile: (212) 953-7733

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Frank J. Jordan  
(Name)

  
Signature and Date

12/30/03

TO : Mr. Preston Wallace  
FROM : Cecilia Sevilla / Frank J. Jordan  
DATE : December 30, 2003  
FAX NO. : (703) 308-7751  
RE : Serial No. 10/658,872  
Attorney Docket No. F-7936

As per our telephone conversation of today, December 30, 2003, enclosed please find copies of documents which we filed in the U.S. Patent Office by U.S. Express Mail Service on August 26, 2003. Also, enclosed please find a copy of a United States Postal Service - Track & Confirm paper indicating this application was received in the US Patent on August 28, 2003.

Please correct the filing date for this application as follows:

"07/28/2003" to --08/26/2003--.

Enclosed is the applicant's transmittal form which indicates the correct filing date in which the application was filed, August 26, 2003. Should you have any questions, please contact me at the above telephone number. Thank you.

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## Track & Confirm

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. : F-7936

FJJ

Applicant : Kenji OZAWA, et al.

Filing Date : August 26, 2003

For : TIME RECORDER

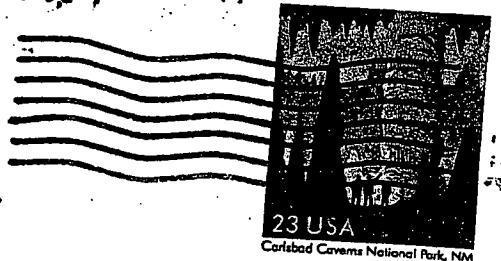
08-26-2003  
07-28-2003

Enclosed is a new U.S. Patent application. U.S. Patent & TMOfo/TM Mail Rcpt Dt #67  
35 pages of specification (including claims and abstract), 6  
pages of formal drawings, Inventor Information Sheet,  
Application Data Sheet, and transmittal letter in duplicate.  
Please acknowledge receipt and indicate Serial No.

17497 U.S. PTO  
10/658872



07/28/03  
08/26/03



JORDAN AND HAMBURG LLP  
122 EAST 42nd STREET  
NEW YORK, N.Y. 10168

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NAME: JORDAN&HAMBURG  
TEL: 212-537-7733  
DATE: DEC.22, 2003 15:48

### TX RESULT REPORT

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122 East 42nd Street  
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New York, NY 10168

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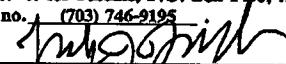
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Frank J. Jordan  
(Name)

  
12/22/03  
(Signature and Date)

TO : Office of Initial Patent Examination's  
Filing Receipt Corrections

FROM : Cecilia Sevilla / Frank J. Jordan

DATE : December 19, 2003

FAX NO. : (703) 746-9195

RE : Serial No. 10/658,872  
Attorney Docket No. F-7936

Please correct the filing date for this application as follows:

"07/28/2003" to -08/26/2003--

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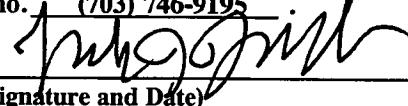
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Frank J. Jordan  
(Name)

  
(Signature and Date)

12/22/03

TO : Office of Initial Patent Examination's  
Filing Receipt Corrections

FROM : Cecilia Sevilla / Frank J. Jordan

DATE : December 19, 2003

FAX NO. : (703) 746-9195

RE : Serial No. 10/658,872  
Attorney Docket No. F-7936

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APPL NO.	FILING OR 371 (C) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/658,872	07/26/2003 08/26/2003	2841	1160	F-7936	6	7	2

000028107  
 JORDAN AND HAMBURG LLP  
 122 EAST 42ND STREET  
 SUITE 4000  
 NEW YORK, NY 10168

DEC - 4 2003

122 EAST 42nd STREET  
 NEW YORK, NY 10168

CONFIRMATION NO. 5204  
 UPDATED FILING RECEIPT  
  
 \*OC000000011379450\*

Date Mailed: 12/01/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

Kenji Ozawa, Narashino-shi, JAPAN;  
 Yuuki Yasui, Narashino-shi, JAPAN;

**Domestic Priority data as claimed by applicant**

**Foreign Applications**

JAPAN 2002-253399 08/30/2002

**If Required, Foreign Filing License Granted: 11/22/2003**

**Projected Publication Date: 03/11/2004**

**Non-Publication Request: No**

**Early Publication Request: No**

**Title**

Time recorder

**Preliminary Class**

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Title 37, Code of Federal Regulations, 5.11 & 5.15**

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